

**Enforcement & Resource Protection Committee**  
**Regular Meeting**  
**January 22, 2003 - 2:00 p.m.**  
**Tribal Office Board Room**

1. **Call to Order & Roll Call-**

Committee Chairman Gary Besaw called the meeting to order at 2:02 p.m. Those present: Bill Kussel, Gary Schuettepelz, Leon Fowler, Barbara Nelson, Lynette Miller, Robert Summers was present for Keith Tourtillott and Brett Seifert was present for Bryan Lepscier. Myron Pyawasit, Keith Tourtillott and Bryan Lepscier were absent for the meeting. Roberta Reiter was also present for the meeting.

2. **Moment of Silence** - A moment of silence was observed.

3. **Review Minutes Dated December 18, 2002-**

**Motion made by Gary Schuettepelz to approve the minutes of December 18, 2002.**

**Motion was seconded by Leon Fowler. All those in favor signify by saying aye, 6-for, 0-opposed, 2-absent. Motion carried.**

Chairman Besaw stated for the record that the Alcohol Ordinance recommendation was passed by the Legislature.

4. **Review Department Status Reports-**

Committee briefly discussed the reports that were submitted. No action was taken.

5. **Title Fee Discussion-**

Lynette Miller arrived at 2:07 p.m.

Licensing & Permit Director Yvette Snow was present for the meeting to discuss this issue. Chairman Besaw explained that the issue was discussed at the November 21, 2002 Legislature meeting. Yvette wanted to know if the Tribe is forced to pay the DNR/Environmental Impact Fee that is paid every time someone pays for their vehicle title. The Legislature sent the issue to this committee to be discussed. Yvette stated that currently \$9 out of the total title fee is going to the Environmental Impact Fee. Committee members wanted to know what the money is used for. Yvette stated that she contacted them in 1998 and they stated that the money was used to pay for hazardous/chemical clean-ups on the roads.

Committee members feel the tribe shouldn't have to pay the whole portion because the Tribe does their own clean up if there are any spills on the road. Committee would like the issue sent to the Program Attorney's office to see if he can find out if the tribe can get a portion of the money back or if there are any programs associated with Environmental Impact that they are unaware of.

**Motion made by Bill Kussel to send the title fee issue to the Program Attorney and report back to the committee at the February 26, 2003 meeting. Motion was seconded by Lynette Miller. All those in favor signify by saying aye, 7-for, 0-opposed, 1-absent. Motion carried.**

6. **College of the Menominee Nation License Plates-**

Yvette Snow asked Dr. Fowler about the license plates and Dr. Fowler referred the issue to Verna DeLeon and together, Yvette and Verna came up with a questionnaire for community members and students. The deadline for the survey is January 31st and Yvette will no more about it then.

7. **Tax Commissioner Oral Report-**

Tax Commissioner Roberta Reiter was present and gave a brief oral report. Roberta asked the committee for their help in making some changes to ordinance 82-19 Use Tax on Construction Materials. Committee reviewed the copies of the ordinance that Roberta distributed and would like more time to review the ordinance. Ordinance 82-19 will be on the agenda for next meeting.

8. **Proposed Amendments to Ordinance 85-21 Motor Vehicle Code-**

Committee reviewed the final draft with all the changes that the committee suggested. Bill Kussel stated that he will take the ordinance to the Program Attorney to ask questions about listing the motor vehicle codes. In the meantime committee believes that there should be an emergency ordinance developed for Motor Vehicle Code #346-Rules of the Road considering the tribe does not currently have any laws pertaining to the Rules of the Road.

**Motion made by Barbara Nelson to send Ordinance 85-21 Motor Vehicle Code to the Program Attorney for final review and to recommend that the Menominee Tribal Legislature develop an emergency ordinance with #346-Rules of the Road. Motion was seconded by Gary Schuettpelez. All those in favor signify by saying aye, 7-for, 0-opposed, 1-absent. Motion carried.**

9. **Discuss Ordinance 79-31/Alcohol Beverage Control-**

Chairman Besaw informed the committee that although the changes to the ordinance were approved by the Legislature, there is still work to be done. Chairman Besaw stated that the committee can assign a sub-committee to help.

**Motion made by Lynette Miller to assign Warren Warrington (MTPD), Bryan Lepscier (Sheriff), Nolan Mahkimetas (Co. Sheriff's Dept.), Bill Kussel, Mark Caskey, Myrna Warrington and Gary Schuettpelez to a sub committee to review the alcohol ordinance and to update the Enforcement Committee in 60 days. If a person is unable to sit on the committee, the remaining sub-committee members will choose an alternate. Motion was seconded by Barbara Nelson. All those in favor signify by saying aye, 5-for, 0-opposed, 1-absent, 2-abstentions (Kussel and Schuettpelez). Motion carried.**

10. **Court Expansion Discussion-**

Committee briefly discussed the issue. No action taken.

Leon Fowler was excused at 3:40 p.m.

11. **Assignment of February Oral Report-**

Committee picked Gary Schuettpelez to give the oral report at the next meeting and Gary said he would do it.

12. **Other Business-**

Committee members wanted to know if any departments give young people training on snowmobiles, ATV's, or boating. Committee may discuss the issue at further meetings.

13. **Adjournment-**

**Motion made by Robert Summers to adjourn. Motion was seconded by Lynette Miller. All those in favor signify by saying aye, 6-for, 0-opposed, 3-absent. Motion carried.**

Meeting adjourned at 4:20 p.m.

Respectfully Submitted by  
Legislative Staff Services